

GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department—Land Acquisition for House Sites – Mahabubnagar District – Keshampet Village Gopalpet Mandal – Land Acquired to an extent of Ac.4-54 Cts in Sy.No.194 for provision of house sites to the weaker section people – Sanction of Rs. 2,35,884/- towards payment of balance decretal charges as per the Hon'ble High Court orders in AS No.1783/2001 in O.P.No.62/93 – Orders Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No. 601

Dated: 05.09.2012

Read the following

1. From the Dist Collector, Mahabubnagar, Lr.No.G2/473/2006, dt. 21.05.2008.
2. From the Commissioner of Social Welfare, A.P., Hyderabad Lr. No.LA2/5853/2010, dated 30.08.2010.
3. From the CCLA, A.P., Hyderabad Lr.No.G1/1647/2010, dated 23/05/2011.

ORDER:

In the reference 3rd read above, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has stated that the District Collector, Mahabubnagar / Commissioner of Social Welfare, A.P., Hyderabad have submitted proposals for sanction of decretal charges in O.P.No.62/1993. As reported by the Dist Collector, Mahabubnagar/Commissioner of Social Welfare, A.P., Hyderabad, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has stated that the LAO/MRO, Gopalpet has acquired land to an extent of Ac.4-54 Cts in Sy.No.194 situated within the limits of Keshampet Village, Gopalpet Mandal for providing house sites to weaker sections, duly fixing the market value @ Rs.4,000/- per acre vide Award Procs. No.A/4277/92, dated 22.02.1993. On filing protest application by the awardees, the matter was referred to Sub-Court, Nagarkurnool U/s 18 of the LA Act for adjudication. The case was numbered as OP.No.62/93. The Sub-Judge, Nagarkurnool in his orders dated 31.8.99 in the said O.P, has enhanced the compensation from Rs.4,000/- to Rs.7,000/- per acre. Aggrieved by the said orders an appeal was filed in the Hon'ble High Court. The Hon'ble Court in its order dated 03.01.2007 in A S. No. 1763/2001 has partly allowed the appeal and enhanced the market value from Rs. 7,000/- per acre to Rs. 15,000/- per acre. The Government Pleader for appeals, High Court of A.P., Hyderabad vide Lr. No. A.S.1763/01/A3,dt : 27.09.2007 has opined that it is not a fit case to prefer any further appeal to Hon'ble Supreme Court of India. The District Collector, Mahabubnagar has submitted proposals for release an amount of Rs. 2,35,844/- towards payment of decretal charges in OP.No.62/93 for the land acquired to an extent of Ac.4.54 Cts in Sy.No.194 situated at Keshampet Village, Gopalpet Mandal of Mahabubnagar District for providing house sites to the weaker section people. The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has further stated that the matter was examined in terms of G.O.Ms. No. 370 , dt : 16.4.1993 in this case the Lower Court has enhanced the market value from Rs. 4,000/- to Rs.7,000/- per acre. In the AS No.1783/2001 and Cross Objections No.62365/2001 dated 03.01.2007, the Hon'ble High Court has partly allowed and enhanced the compensation from Rs.7,000/- to Rs. 15,000/- per acre. The enhancement ordered by the court in this case is 250%.

2. After verification and scrutiny of the calculation sheet submitted by the District Collector, Mahabubnagar/Commissioner of Social Welfare, A.P., Hyderabad the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has sent comparative calculation sheet for release an amount of Rs.2,35,844/- towards payment of decretal charges in A.S. No. 1763/2001 in O.P.No.62/93 for the land acquired to an extent of Ac.4.54 Cts in Sy.No.194 situated at Keshampet Village, Gopalpet Mandal of Mahabubnagar District for providing house sites to the weaker section people.

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3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.2,35,844/- (Rupees two lakhs thirty five thousand eight hundred and forty four only) to the District Collector, Mahabubnagar, towards payment of decretal charges, as per Hon'ble High Court orders in AS No.1783/2001 and Cross Objections No.62365/2001 in O.P.No.62/1993 in respect of the land acquired to an extent of Ac.4.54 Cts in Sy.No.194 situated at Keshampet Village, Gopalpet Mandal of Mahabubnagar District for providing house sites to the weaker section people.

4. The expenditure sanctioned in para (3) above shall be met within the BE.2012-13 and debited to the following Head of Account:-

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Mahabubnagar to comply with the Hon'ble High Court orders dated 03.01.2007, in AS No.1783/2001 and Cross Objections No.62365/2001 in OP.No.62/1993.

6. The District Collector, Mahabubnagar shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Esp.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, A.P., Hyderabad
The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Mahabubnagar
Copy to:
The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,
The District Treasury Officer, Mahabubnagar District.
Finance (Exp.SW/BG) Department
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER